

# Federal Defenders OF NEW YORK, INC.

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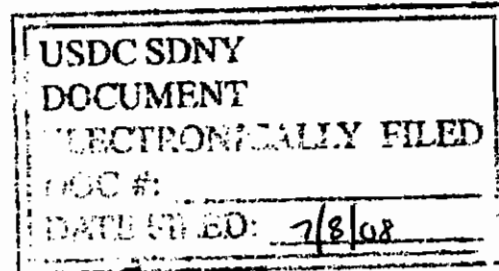
Leonard F. Joy  
Executive Director and  
Attorney-in-Chief

Eastern District  
Peter Kirchheimer  
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July 8, 2008

Via Facsimile: (212) 805-7906

Honorable Denny Chin  
U.S. District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007



Re: United States v. Jason Smith  
08 Cr. 84 (DC)

Dear Judge Chin:

I write with respect to pre-trial scheduling. Based on the new trial date of August 4, 2008, the parties have agreed on the following motion schedule: motions due 7/18; responses due 7/23; replies due 7/25. The Government has informed me that it intends to seek a superseding indictment on July 11, 2008; should any new charges contained in that indictment require a change in the motion (or trial) schedule, the parties will raise that with the Court at the arraignment, at which time we will also raise any outstanding discovery issues. Finally, the Court previously had asked that the parties submit jury charge and voir dire requests on July 24, 2008. With the Court's permission, because of the change in trial date, we will submit the charge and voir dire requests on July 31, 2008.

*Approved,*  
*SO ORDERED.*

A handwritten signature in black ink, appearing to be "Denny Chin".

Respectfully Submitted,

A handwritten signature in black ink, appearing to be "Deirdre D. von Dornum".  
Deirdre D. von Dornum  
Assistant Federal Defender  
(718) 330-1208

cc: Assistant U.S. Attorney Amie Ely (via fax: 212-637-2937)

*7/8/08*